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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>In re:</b>	:
	:
<b>Rock &amp; Republic Enterprises, Inc., et al.</b>	:
	:
<b>Debtors.</b>	:
	:
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**Chapter 11**  
**Case No. 10-11728 (AJG)**  
**(Jointly Administered)**

**AMENDED SCHEDULING ORDER**

Upon the objection, dated June 25, 2010 (the “Objection”), of Rock & Republic Enterprises, Inc. (“R&R”), and Triple R, Inc. (“TR”) (together, the “Debtors”), debtors and debtors-in-possession in the above-captioned cases, for an order expunging the general unsecured claim (the “Claim”) filed against the Debtors by New Pacific Rodeo LLC (“New Pacific”) (Claim 25); by Manny Mashouf (“Mashouf”) (Claim 17) and by Biba International (“Biba”) (Claim 18) and upon the responses to the Objection timely filed by New Pacific, Mashouf and Biba on July 23, 2010; and the Debtors, New Pacific, Mashouf and Biba having agreed to the discovery and trial schedule set forth in the Scheduling Order entered by this Court

on July 28, 2010 and the Debtors and New Pacific (for itself and as assignees of the Mashouf claim and the Biba claim) having agreed to the amended discovery and trial schedule set forth herein,

IT IS HEREBY ORDERED THAT:

1. All discovery (including, without limitation, depositions and responses to interrogatories, requests for admissions and requests for the production of documents) taken in the action (the “State Court Discovery”) pending in the Superior Court of the State of California, County of Los Angeles, under the caption New Pacific Rodeo, LLC, etc., v. Biba International, Limited, etc., et al., Case No. BC 409639 (the “Action”) shall be deemed admissible in the Debtors’ cases in connection with the Objection, subject to the rights of the parties to argue that such discovery is inadmissible on grounds other than that the State Court Discovery was elicited in connection with the Action. All such arguments are preserved and shall be heard by this Court;

2. Each party shall designate, by no later than July 30, 2010, the percipient witnesses whose depositions it wishes to take in advance of trial;

3. The parties shall endeavor to complete the depositions of percipient witnesses on or before August 20, 2010;

4. Fact and percipient witness discovery shall be completed by September 30, 2010;

5. An informal telephone conference was held with the Court and counsel for R&R and New Pacific on September 17, 2010 regarding a dispute between them regarding evidence produced by a third party which R&R claims is privileged and certain other documents identified on R&R’s privilege log (the “Privilege Issue”). New Pacific shall file and serve its brief on the Privilege Issue by no later than September 23, 2010. R&R shall file and serve its brief on the

Privilege Issue by no later than September 30, 2010. New Pacific shall file and serve its reply on the Privilege Issue by no later than October 5, 2010. If necessary, a hearing on the Privilege Issue will be scheduled by the Court.

6. Any other motions regarding fact and percipient witness discovery shall be filed and served as soon as practicable with a request for an expedited hearing and, in any event, no later than October 13, 2010;

7. The parties are required to comply with the Local Rules on all discovery motions and disputes, including meeting and conferring in good faith to resolve issues before contacting the Court, participating in an informal conference with the Court, and having the motion heard on shortened notice, if acceptable to the Court and the parties;

8. Initial expert disclosure, including expert reports, shall be made by September 13, 2010, and, to the extent requested, any designated expert shall be made available for deposition by October 8, 2010;

9. Rebuttal expert disclosure, including expert reports, shall be made by October 8, 2010 and, to the extent requested, any designated rebuttal witness shall be made available for deposition by October 15, 2010;

10. All motions regarding expert witnesses shall be filed prior to October 20, 2010, with requests for an expedited hearing;

11. Pre-trial disclosure of witnesses, documents, and depositions for use in lieu of testimony and New Pacific's declarations with respect to direct witness testimony shall be served by October 20, 2010;

12. R&R's declarations with respect to direct witness testimony and R&R's objections to New Pacific's declarations shall be served by October 26, 2010;

13. Objections to the use of witnesses, documents, and/ or depositions for use in lieu of testimony shall be made by October 27, 2010;

14. New Pacific's objections to R&R's declarations with respect to direct witness testimony and New Pacific's amended declarations, if any, shall be served by November 1, 2010;

15. R&R's amended declarations with respect to direct witness testimony, if any, shall be served by November 5, 2010;

16. All parties agree to service of all of the motions, designations, expert reports and other papers covered herein by electronic mail. Any motion, designations, expert reports or other papers served by electronic mail shall be deemed served on the date that the electronic mail is sent;

17. A pre-trial status conference shall be held before this Court on November 3, 2010, at 10:00 a.m. (New York City time);

18. The deadlines contained in this scheduling order may be extended only by the Court or by written consent of all the parties; and

19. The trial shall commence on November 9, 2010 and continue through November 10 and 12, 2010, as needed.

Dated: New York, New York  
September 22, 2010

**s/Arthur J. Gonzalez**  
HONORABLE ARTHUR J. GONZALEZ  
CHIEF UNITED STATES BANKRUPTCY JUDGE